

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Gupta et al.

Attorney Docket No. 24866A

Serial No.:

10/636,081

Group Art Unit: 1638

Filing Date:

August 6, 2003

Examiner: Unassigned

Title:

Methods for producing conifer somatic embryos

#### INFORMATION DISCLOSURE STATEMENT

#### TO THE COMMISSIONER FOR PATENTS:

Applicants are aware of the information listed in the attached form that may be material to the prosecution of the above-identified patent application.

- Copies of the listed foreign patents and non-patent publications are enclosed for the Examiner's use.
- Pursuant to 37 C.F.R. § 1.97(b), this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits.

Respectfully submitted;

WEYEHAEUSER COMPANY

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service in a sealed envelope as first class mail with postage thereon fully prepaid and addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date.



Applicants:

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Methods for Producing Conifer Somatic Embryos

#### **U.S. PATENT DOCUMENTS**

*Examiner			Kind	Date	
<u>Initials</u>	No.	Document No.	Code	(mm/dd/yyyy)	Name
/A.P./	_ U1	5,294,549	<b>A</b> 1	03/15/1994	Pullman et al.
	. U2	5,236,841	<b>A</b> 1	08/17/1993	Gupta et al.
	_ U3	5,482,857	<b>A</b> 1	01/09/1996	Gupta et al.
	. U4	5,563,061	A1	10/08/1996	Gupta
	U5	4,217,730	<b>A</b> 1	08/19/1980	Abo El-Nil
	U6	4,801,545	<b>A</b> 1	01/31/1989	Stuart et al.
	. U7	4,957,866	<b>A</b> 1	09/18/1990	Gupta et al.
	. U8	5,034,326	<b>A</b> 1	07/23/1991	Pullman et al.
	U9	5,036,007	A1	07/30/1991	Gupta et al.
	U10	5,041,382	A1	08/20/1991	Gupta et al.
	U11	5,183,757	<b>A</b> 1	02/02/1993	Roberts
	U12	5,187,092	A1	02/16/1993	Uddin
	U13	5,238,835	<b>A</b> 1	08/24/1993	McKersie et al.
	U14	5,413,930	<b>A</b> 1	05/09/1995	Becwar et al.
	U15	5,464,769	<b>A</b> 1	11/07/1995	Attree et al.
	U16	5,491,090	<b>A</b> 1	02/13/1996	Handley, III et al.
	U17	5,501,972	<b>A</b> 1	03/26/1996	Westcott
	U18	5,506,136	A1	04/09/1996	Becwar et al.
	U19	5,523,230	<b>A</b> 1	06/04/1996	Smith
	U20	5,534,433	A1	07/09/1996	Coke
	U21	5,534,434	<b>A</b> 1	07/09/1996	Coke
	U22	5,564,224	<b>A</b> 1	10/15/1996	Carlson et al.
	U23	5,565,355	<b>A</b> 1	10/15/1996	Smith
<b>V</b>	U24	5,587,312	Al	12/24/1996	van Holst et al.

-1-WEYE119405/24866A/IDS

/A.P./	_ U25	5,610,051	<b>A</b> 1	03/11/1997	Becwar et al.
_/A.P./	_ U26	5,677,185	A1	10/14/1997	Handley, III
_/A.P./	_ U27	5,731,191	A1	03/24/1998	Rutter et al.
/A.P./	_ U28	5,731,203	<b>A</b> 1	03/24/1998	Handley, III
/A.P./	U29	5,731,204	<b>A</b> 1	03/24/1998	Rutter et al.
/A.P./	_ U30	5,821,126	<b>A</b> 1	10/13/1998	Durzan et al.
/A.P./	U31	5,840,581	<b>A</b> 1	11/24/1998	Carraway et al.
/A.P./	U32	5,850,032	<b>A</b> 1	12/15/1998	Wann
/A.P./	_ U33	5,856,191	<b>A</b> 1	01/05/1999	Handley, III
/A.P./	_ U34	5,985,667	A1	11/16/1999	Attree et al.
/A.P./	U35	6,022,744	<b>A</b> 1	02/08/2000	Tetteroo et al.
_/A.P./	U36	6,117,678	<b>A</b> 1	09/12/2000	Carpenter et al.
/A.P./	U37	6,134,830	<b>A</b> 1	10/24/2000	Welty
/A.P./ ———	U38	6,150,167	<b>A</b> 1	11/21/2000	Carpenter et al.
/A.P./_	_ U39	6,180,405	B1	01/30/2001	Aitken-Christie et al.
_/A.P./	U40	6,200,809	B1	03/13/2001	Klimaszewska et al.
/A.P./	U41	6,340,594	<b>B</b> 1	01/22/2002	Attree et al.
/A.P./	. U42	6,372,496	'B1	04/16/2002	Attree et al.
/A.P./	. U43	6,417,001	B2	07/09/2002	Aitken-Christie et al.
/A.P./	. U44	6,444,467	<b>B</b> 1	09/03/2002	Fan et al.
/A.P./	. U45	6,492,174	<b>B</b> 1	12/10/2002	Pullman et al.
_/A.P./	U46	20020012994	<b>A</b> 1	01/31/2002	Aitken-Christie et al.
_/A.P./	. U47	20020092037	<b>A</b> 1	07/11/2002	Connett-Porceddu et al.
/A.P./	U48	20020100083	<b>A</b> 1	07/25/2002	Connett-Porceddu et al.

## **FOREIGN PATENT DOCUMENTS**

*Examine	r Cite No.	Document No.	Kind Code	Publication Date (mm/dd/yyyy)	Country	English Abstract Trans Provided Prov	slation vided_
/A.P./	F1	EP 0 300 730	<b>B</b> 1	01/25/1989	EPO		
_/A.P./	F2	EP 0 618 766	<b>B</b> 1	10/12/1994	EPO		
_/A.P./	F3	EP 0 934 691	A2	08/11/1999	EPO		
_/A.P./	F4	WO 95/33822	<b>A</b> 1	12/14/1995	WIPO		
_/A.P./	F5	WO 98/48279	<b>A</b> 1	10/29/1998	WIPO		
/A.P./	F6	WO 01/20972	<b>A</b> 1	09/20/2000	WIPO		

WEYE119405/24866A/IDS -2-

# OTHER INFORMATION (Including Author, Title, Date, Pertinent Pages, Etc.)

*Examiner Initial	Cite No.				
/A.P./	01	Mathur, G. et al., "Studies on Somatic Embryogenesis From Immature Zygotic Embryos of CHIR Pine ( <i>Pinus roxburghii</i> Sarg.)," <i>Current Science</i> 79(7):999-1004, 2000.			
/A.P./	O2	von Aderkas, P., et al., "Charcoal Affects Early Development and Hormonal Concentrations of Somatic Embryos of Hybrid Larch," <i>Tree Physiology</i> 22:431-434, 2002.			
/A.P./	О3	Keinonen-Mettälä, K., et al., "Somatic Embryogenesis of <i>Pinus sylvestris</i> ," <i>Scand. J. For. Res. 11</i> :242-250, 1996.			
/A.P./	O4	Attree, S.M. et al., "Somatic Embryo Maturation, Germination, and Soil Establishment of Plants of Black and White Spruce ( <i>Picea mariana</i> and <i>Picea glauca</i> )," <i>Can. J. Bot.</i> 68:2583-2589, 1990.			
/A.P./	O5	Attree, S.M., et al., "Initiation of Embryogenic Callus and Suspension Cultures, and Improved Embryo Regeneration of Protoplasts, of White Spruce ( <i>Picea glauca</i> )," <i>Can. J. Bot.</i> 67:1790-1795, 1989,			
/A.P./	O6	Attree, S.M., et al., "Plantlet Regeneration From Embryogenic Protoplasts of White Spruce ( <i>Picea glauca</i> )," <i>Bio/Technology</i> 7:1060-1062, 1989.			
<u>/A.P./</u>	O7	Boulay, M.P., et al., "Development of Somatic Embryos From Cell Suspension Cultures of Norway Spruce ( <i>Picea abies</i> Karst.)," <i>Plant Cell Reports</i> 7:134-137, 1988.			
/A.P./ O09 Gupta, P.K. Reforestation Culture and		Cornu, D. and C. Geoffrion, "Aspects of Somatic Embryogenesis in Larch Trees," <i>Bull. Soc. Bot. Fr.</i> , 137 Actual. Bot. (3/4):25-34, 1990 [translation].			
		Gupta, P.K., et al., "Scale-Up Somatic Embryogenesis of Conifers For Reforestation," Proceedings of the 3 <sup>rd</sup> Canadian Workshop on Plant Tissue Culture and Genetic Engineering, University of Guelph, Symposium 1: Somatic Embryogenesis and Synthetic Seeds, Abstract, June 1992.			
_/A.P./	O10	Hakman, I. and L.C. Fowke, "An Embryogenic Cell Suspension Culture of <i>Picea glauca</i> (White Spruce)," <i>Plant Cell Reports</i> 6:20-22, 1987.			
/A.P./	O11	Krogstrup, P. "Somatic Embryogenesis in Sitka Spruce ( <i>Picea sitchensis</i> (Bong.) Carr.)," <i>Plant Cell Reports</i> 7:594-597, 1988.			
/A.P./ 	O12	Lelu, M.A. et al., "Effect of Maturation Duration on Desiccation Tolerance in Hybrid Larch ( <i>Larix X leptoeuropaea dengler</i> ) Somatic Embryos," <i>In Vitro</i>			
/A.P./	O13	Cell. Dev. Biol. 3115-20, 1995.  Lu, CY. and T.A. Thorpe, "Somatic Embryogenesis and Plantlet Regeneration in Cultured Immature Embryos of Picea glauca," J. Plant Physiol. 128:297-302, 1987.			

/A.P./	O14	Norgaard, J.V., and P. Krogstrup, "Cytokinin Induced Somatic Embryogenesis From Immature Embryos of <i>Abies nordmanniana</i> Lk.," <i>Plant Cell Reports</i> 9:509-513, 1991.
/A.P./	O15	Roberts, D.R., "Abscisic Acid and Mannitol Promote Early Development, Maturation and Storage Protein Accumulation in Somatic Embryos of Interior Spruce," <i>Physiologia Plantarum</i> 83:247-254, 1991.
/A.P./_	O16	Roberts, D.R., et al., "Interaction Between Maturation and High Relative Humidity Treatments and Their Effects on Germination of Sitka Spruce Somatic Embryos," <i>J. Plant Physiol.</i> 138:1-6, 1991.
/A.P./	O17	Roberts, D.R., et al., "Synchronous and High Frequency Germination of Interior Spruce Somatic Embryos Following Partial Drying at High Relative Humidity," <i>Can. J. Bot.</i> 68:1086-1090, 1989.
/A.P./	O18	Thompson, R.G. and P. von Aderkas, "Somatic Embryogenesis and Plant Regeneration From Mature Embryos of Western Larch," <i>Plant Cell Reports</i> 11:379-386, 1992.
/A.P./	O19	Timmis, R., "Bioprocessing for Tree Production in the Forest Industry: Conifer Somatic Embryogenesis," <i>Biotechnol. Prog. 14</i> (1):156-166, 1998.
/A.P./	O20	von Arnold, S. and I. Hakman, "Regulation of Somatic Embryo Development in <i>Picea abies</i> by Abscisic Acid (ABA)," <i>J. Plant Physiol.</i> 132:164-169, 1988.
/A.P./	O21	von Arnold, S. and T. Eriksson, "A Revised Medium for Growth of Pea Mesophyll Protoplasts," <i>Physiol. Plant 39</i> :257-260, 1977.
/A.P./	O22	Webb, D.T., et al., "Factors Influencing the Induction of Embryogenic and Caulogenic Callus From Embros of <i>Picea glauca</i> and <i>P. engelmanii</i> ," <i>Can. J. For. Res.</i> 19:1303-1308, 1989.
Exan	niner	Date Considered
/	Annett	te Para/ 08/07/2009

\*Examiner: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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